

<b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b> <h2 style="text-align: center;">FEE TRANSMITTAL</h2> <h3 style="text-align: center;">For FY 2006</h3>		<b>Complete if Known</b>			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number			
		Filing Date			
		First Named Inventor			
		Examiner Name			
		Art Unit			
TOTAL AMOUNT OF PAYMENT		(\$)	1,054.00	Attorney Docket No.	578352001701

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account    Deposit Account Number: <u>03-1952</u> Deposit Account Name: <u>Morrison &amp; Foerster LLP</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, <b>except for the filing fee</b>	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	

**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**

1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
Application Type	Fee (\$)	<u>Small Entity</u> Fee (\$)	Fee (\$)	<u>Small Entity</u> Fee (\$)	Fee (\$)	<u>Small Entity</u> Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	0.00
Design	200	100	100	50	130	65	0.00
Plant	200	100	300	150	160	80	0.00
Reissue	300	150	500	250	600	300	0.00
Provisional	200	100	0	0	0	0	0.00

2. EXCESS CLAIM FEES		
Fee Description	Fee (\$)	<u>Small Entity</u> Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

<b>Total Claims</b> _____ - 20 = <u>0</u> x <u>50.00</u> = <u>0.00</u> HP = highest number of total claims paid for, if greater than 20.	<b>Multiple Dependent Claims</b> <table style="width: 100%;"> <tr> <th>Fee (\$)</th> <th>Fee Paid (\$)</th> </tr> <tr> <td>360.00</td> <td>0.00</td> </tr> </table>	Fee (\$)	Fee Paid (\$)	360.00	0.00
Fee (\$)	Fee Paid (\$)				
360.00	0.00				
<b>Indep. Claims</b> _____ - 3 = <u>0</u> x <u>200.00</u> = <u>0.00</u> HP = highest number of independent claims paid for, if greater than 3.					

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____ / 50 _____ (round up to a whole number) x	<u>250.00</u>	<u>0.00</u>

**4. OTHER FEE(S)**

Fees Paid (\$)	
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge):	
Notice of Error in Entity Status and Payment of Deficiency Owed	<u>1,054.00</u>

<b>SUBMITTED BY</b>			
Signature	/Kimberly A. Bolin/	Registration No. (Attorney/Agent)	44,546
Telephone	(650) 813-5740		
Name (Print/Type)	Kimberly A. Bolin	Date	June 12, 2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

---

In re Patent Application of:  
Gerald KOELSCH et al.

Application No.: 10/773,754

Filed: February 6, 2004

Art Unit: 1656

For: INHIBITORS OF MEMAPSIN 2 AND USE  
THEREOF

---

Examiner: S. Noakes

**NOTICE OF CHANGE OF STATUS**  
**UNDER 37 C.F.R. §1.28(C)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

A good faith error appears to have been made regarding the entity status of the above-referenced application and some fee payments appear to have been made in error, claiming small entity discount, which should have been large entity status. As required under 37 C.F.R. §1.28(c), Applicants include in this submission an itemization of deficiencies owed from the previous erroneous payments and include the calculated deficiency payment.

Small entity fees were paid in the filing of this application, on the Response to Missing Parts on June 14, 2004, and on the Response to Office Action on October 30, 2006. Applicants are enclosing the amount of \$ 1,054.00 to provide the difference between the amount to be paid as a large versus small entity. Pursuant to 37 C.F.R. §1.28(c), this fee (representing the deficiency) is based on the amount of the fee in effect at the time the deficiency is paid in full.

As required under 37 C.F.R. §1.28(c)(2), to correct this oversight and in order for the error in payments to be excused we hereby submit an itemization of all erroneous small entity payments and the differential fees, together with the deficiency payment.

**Itemization of all erroneous small entity payments and the differential fees:**

TYPE OF FEE	DATE PAID	SMALL ENTITY FEE PAID	CURRENT FEE AMOUNT	LARGE ENTITY DIFFERENTIAL FEE
Basic Filing, Search, and Examination Fees	June 14, 2004	\$ 385.00	\$ 1,000.00	\$ 615.00
Excess Claims fees	June 14, 2004	\$ 86.00	\$ 400.00	\$ 314.00
Surcharge – late filing fee or oath	June 14, 2004	\$ 65.00	\$ 130.00	\$ 65.00
Extension of Time	October 30, 2006	\$ 60.00	\$ 120.00	\$ 60.00
<b>TOTALS</b>		<b>\$ 596.00</b> (Total Fees Previously Paid)	<b>\$ 1,650.00</b> (Current Fee Amount)	<b>\$ 1,054.00</b> (Corrected Fee Amount to be charged to Deposit Account No. 03-1952 )

Based upon the above, Applicant believes the differential between the small entity fees previously paid and the large entity fees now owing should total \$ 1,054.00. Applicant requests this *differential fee* be paid from our **Deposit Account No. 03-1952** referencing docket no. **578352001701**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: June 12, 2007

Respectfully submitted,

Electronic signature: /Kimberly A. Bolin/

Kimberly A. Bolin

Registration No.: 44,546

MORRISON & FOERSTER LLP

755 Page Mill Road

Palo Alto, California 94304-1018

(650) 813-5740